

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

MARILYN KUNELIUS

Plaintiff,

v.

TOWN OF STOW, et al.,

Defendants.

Civil Action No. 05-11697GAO

DEFENDANT CRAIG A. MACDONNELL'S RULE 16.1(D)(3) CERTIFICATION

Pursuant to Local Rule 16.1(D)(3), the undersigned, counsel for defendant Craig A. MacDonnell (“defendant”) and defendant, hereby certify that they have conferred: (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of this litigation; and (b) to consider the resolution of this litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

CRAIG A. MACDONNELL

By his attorneys,

/s/ James B. Conroy

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/s/ Craig A. MacDonnell

Craig A. MacDonnell

Dated: November 9, 2005